

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

**SAMUEL GARCIA d/b/a CAVALRY
MEMORIAL,**

Plaintiff

V.

**TRAVELERS CASUALTY INSURANCE
COMPANY OF AMERICA,**

Defendant

**CIVIL ACTION NO. 2:17-cv-00423-
JCH-KRS**

JOINT MOTION TO DISMISS WITH PREJUDICE

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Samuel Garcia d/b/a Calvary Memorial and Travelers Casualty Insurance Company of America, parties in the above styled and enumerated cause of action, and file this Joint Motion to Dismiss With Prejudice. In support of the same, the parties would show unto this Honorable Court as follows:

1. Plaintiff and Defendant have reached a settlement agreement.
2. Plaintiff is in the process of submitting financial information to Defendant necessary for payment.
3. The parties anticipate finalizing payment of settlement proceeds in the very near future.
4. Therefore, the parties wish to dismiss this cause of action with prejudice against Defendant.
5. Defendant has no affirmative claims pending with this Honorable Court.

WHEREFORE, PREMISES CONSIDERED, Plaintiff Samuel Garcia d/b/a Calvary Memorial prays this Honorable Court to grant a dismissal of all of its claims against Defendant The Travelers Casualty Insurance Company of America for this specific cause of action with prejudice.

RESPECTFULLY SUBMITTED,

/s/ Jonathan L.R. Baeza

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